

Douglas A. Ducey
Governor



Jaime Fitzgerald, L.Ac.
Chairman

Mario Fontes, L.Ac.
Secretary

Acupuncture Board of Examiners

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REGULAR MEETING - April 24, 2019 OPEN SESSION MINUTES

Members of the Arizona Acupuncture Board of Examiners met at :

Wednesday, April 24, 2019, at 12:00 Noon
1740 W. Adams,
Board Room B,
Phoenix, AZ 85007

Board Staff: David Geriminsky - Executive Director, Jemma Soto - Licensing Coordinator
Attorney General Representative: Frankie Shinn-Eckberg, Assistant Attorney General

1. **CALL TO ORDER.** Chairwoman Fitzgerald called the meeting to order at 12:03 p.m.

2. **RECOGNITION OF BOARD MEMBERS**

Board Members Present:

Jamie Fitzgerald, L.AC., Chairwoman

Mario Fontes, L.AC., Secretary

Mindy Hayden, L.AC.

Susan Williams

Tali Lehavi

Rosemary Zimmerman

Board Members Absent:

None

3. **DECLARATION OF CONFLICTS OF INTEREST – A.R.S. §38-503**

Board Member Fontes stated that he had renewed during the last month and that he would abstain from the vote on his renewal application

4. **REVIEW, DISCUSSION AND APPROVAL OF BOARD MEETING MINUTES**

A. March 27, 2019 Regular Session Minutes

Board Member Williams moved for the adoption of the March 27, 2019 Regular Board Meeting minutes with Board Member Lehavi providing a second. The Motion Passed.

Fitzgerald	Fontes	Williams	Lehavi	Hayden	Zimmerman	Vote
X	X	X	X	X	X	Aye
						Nay
						Recused
						Abstained
						Absent

5. Review, Discussion and Possible Action Regarding Applications for Licensure

Acupuncture Licensing Applicants

Acupuncture Licensing Applicants

- A. Jennifer Aquilina
- B. Jeanette Campbell
- C. Talib Schwartz
- D. Suzana Rizvanolli
- E. Carol Kessler
- F. Sara Hansen
- G. Jennifer Treadwell

Executive Director Geriminsky provided a summary of license eligibility for Applicants A, B, C, D, E, F and G including any prior Licensure History, Criminal History, and other information necessary for the Board to determine License Eligibility.

The Board reviewed the license applicant chart and packet. Board Member Fontes moved to grant licensure to Applicants A, B, C, D, E and F with Board Member Zimmerman providing a second. The Motion Passed.

Fontes	Hayden	William s	Lehavi	Fitzgerald	Zimmerman	Vote
X	X	X	X	X	X	Aye
						Nay
						Recused
						Abstained
						Absent

The Board reviewed the license applicant chart and packet. Board Member Fontes moved to grant licensure to Applicants G with Board Member Williams providing a second. The Motion Passed.

Fontes	Hayden	William s	Lehavi	Fitzgerald	Zimmerman	Vote
X	X	X	X	X	X	Aye
						Nay
						Recused
						Abstained
						Absent

6. Review, Discussion and Possible Action Regarding Applications for Auricular Acupuncture Certification

Auricular Acupuncture Certification Applications

- A. Susan Williams

The Board reviewed the Certification Applicant Chart. Board Member Fontes moved to grant licensure to Applicant A with Board Member Zimmerman providing a second. Board member Susan Williams Recused. The Motion Passed.

Fontes	Hayden	Williams	Lehavi	Fitzgerald	Zimmerman	Vote
X	X		X	X	X	Aye
						Nay
		X				Recused
						Abstained
						Absent

B. Russell Haussee

The Board reviewed the Certification Applicant Chart. Board Member Fontes moved to grant licensure to Applicant B with Board Member Hayden providing a second. The Motion Passed.

Fontes	Hayden	Williams	Lehavi	Fitzgerald	Zimmerman	Vote
X	X	X	X	X	X	Aye
						Nay
						Recused
						Abstained
						Absent

7. Consent Agenda for Review, Discussion, and Possible Action by the Board on Ratification of Renewal of Licenses/Certificates Issued by the Executive Director to Individuals Who Met Requirements for Renewal or Initial Licensure

(All items listed under the Consent Agenda are considered to be routine or have been previously reviewed by the Board or the Board’s Designee and may be considered for approval as a single action, unless a Board Member or any other interested party wishes to remove an item for independent review, discussion, and possible action.)

- | | | |
|--------------------|--------------------------|-----------------------|
| Melissa K Andrews | Susan G Sadow | Leesa Bolden |
| Britta L Van Dun | Katherine Thompson | Helene C Sorkin |
| Yalda Soha | Saneyee P Karve | Joshuah S Kim |
| Kimberly A Kleiman | Stefanie E Lischer Liers | April D McCollough |
| Allison L Howard | Jun Han | Lisa A Kandetzke |
| Gregory S Steerman | Harvey Abrams | Guan Z Piao |
| Pamela S Robbins | Carol Andrade | Richard J Brightheart |
| Glenn L Earl | Susan D Davis | Caren R Ducharme |
| Hua Wang | Jun Bum Lee | Hannah F Steerman |
| Melissa Camacho | Erin E West | Holly A Leever |
| Isabella H Klein | Sandra M Curry | Mary A Papa |
| Amanda L Brown | Celeste J Rubio | 35 Renewals |

The Executive Director provided an overview of Licenses and Certificates renewed stating each had been reviewed, found eligible, and license was renewed pursuant to the Boards authorization.

Board Member Fontes moved to ratify and approve all applicants for license renewal listed above with Board Member Zimmerman providing a second. The Motion Passed.

Fontes	Hayden	William s	Lehavi	Fitzgerald	Zimmerman	Vote
X	X	X	X	X	X	Aye
						Nay
						Recused
						Abstained
						Absent

8. Review, Discussion and Possible Action Regarding Allegations of Unprofessional Conduct

A. Guan Piao

Executive Director Geriminsky provided a brief overview of the Allegations including that LAc Piao and his Attorney had submitted the documentation discussed at the February Meeting. The Board found that the documentation presented allayed their concerns. Board Member Fontes moved to dismiss the case as they were unable to independently verify the allegations and considering the documentation provided by LAc Piao. Board Member Zimmerman seconded. The Motion Passed.

Fontes	Hayden	William s	Lehavi	Fitzgerald	Zimmerman	Vote
X	X	X	X	X	X	Aye
						Nay
						Recused
						Abstained
						Absent

9. Review, Discussion and Possible Action on Applications for Continuing Education Course Approval

A. Nutritional Solutions for a Pharmaceutical World

Executive Director Geriminsky provided a brief overview of the application packet. The Board found that the Course met the minimum eligibility requirements in law and rule. Board Member Fontes moved to approve this course for 12 Continuing Education Units. Board Member Hayden seconded. The Motion Passed.

Fontes	Hayden	William s	Lehavi	Fitzgerald	Zimmerman	Vote
X	X	X	X	X	X	Aye
						Nay
						Recused

						Abstained
						Absent

10. Review, Discussion and Possible Action on Substantive Policy Statement on the definition of Acupuncture in ARS § 32-3901(1)

The Board discussed this issue and found that In light of the possibility that unlicensed and unqualified individuals may be removing needles from patients at the direction and without the supervision of a licensed acupuncturist, the Board has decided to clarify that it views removal of needles as “stimulation” of a needle and a practice exclusively within the scope of practice of a licensed acupuncturist or individuals exempted from Board regulation pursuant to A.R.S. § 32-3921(B).

This being the case Board Member Fontes moved to adopt the proposed Substantive Policy Statement. Board member Hayden Seconded. The Motion Passed.

Fontes	Hayden	William s	Lehavi	Fitzgerald	Zimmerman	Vote
X	X	X	X	X	X	Aye
						Nay
						Recused
						Abstained
						Absent

11. Review, Discussion and Possible Action Regarding Battlefield Acupuncture

The Board reviewed material related to Battlefield Acupuncture and took no action on this item at this time. This item was tabled until the May Meeting.

12. Review, Discussion and Possible Action Regarding Acudetox Treatment for Trauma

The Board discussed Auricular Acupuncture and that in many cases the same 5 needle points used for substance use disorders also treat the symptoms of trauma. It is possible that no additional training in Acupuncture may be needed and that Auricular Acupuncturists already receive training in treating trauma with the 5 needle protocol.

After further discussion Chairperson Fitzgeralds appointed Board Members Fontes and Williams to meet and make recommendations to the Board on potential statute or rule changes.

13. Review, Discussion and Possible Action Regarding Board Goals for FY20

The Board discussed several possible Goals for FY 20 including a quarterly newsletter and discussing a 2 year license renewal period. The Board took no action at this time and tabled this matter to a future Board Meeting.

14. Review, Discussion and Possible Action Regarding Statutory Change to ARS § 32-3902 - Composition of Board

The Board discussed reducing the amount of Board Members from 9 to 7 and ultimately moved to table this matter to a later meeting.

15. Review, Discussion and Possible Action Regarding Executive Director Report

- A. Budget/Strategic Plan
- B. Summary of Current Events
- C. Survey Results
- D. Complaints Status
- E. Legislative Update
- F. Board Office Highlights

Executive Director Geriminsky provided the Board an update on pending complaints, pending legislation and generally on the above items. The Board took no action at this time.

15. Review, Discussion and Possible Action Regarding Future Regular Meeting Dates

- June 26, 2019
- July 24, 2019
- August 28, 2019 - Cancell
- September 25, 2019 - Flagstaff
- October 23, 2019 - Tucson
- November 27, 2019 - Reschedule

The Board reviewed the schedule of meetings for this year and by consensus moved to cancel the August Board meeting. Future Board meetings will be held at Noon.

16. Call to the Public

Debra Fischer spoke to the Board on Battlefield Acupuncture asking if Auricular Acupuncturists could now use this therapy.

17. Discussion of Items to be placed on a future meeting agenda

No other items

18. Adjournment

Board Member Zimmerman moved for adjournment and Board Member Lehavi provided a second. The Motion passed. The Board adjournment at 13:35 p.m.

Fontes	Hayden	Williams	Lehavi	Fitzgerald	Zimmerman	Vote
X	X	X	X	X	X	Aye
						Nay
						Recused
						Abstained
						Absent